

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

**MAUREEN LEBBIN, As Attorney in Fact
For WANDA HOLDER**

PLAINTIFF

v.

4:07-CV-01052-WRW

WHITE COUNTY MEDICAL CENTER

DEFENDANT

ORDER

Pending is Plaintiff's Motion in Limine (Doc. No. 13) in which Plaintiff asks the Court to declare Ark. Code Ann. § 16-55-212(b) unconstitutional. Defendant has responded.¹

The Arkansas Supreme Court recently accepted certification of this issue.² Accordingly, Plaintiffs' Motion is DENIED without prejudice.

IT IS SO ORDERED this 26th day of January, 2009.

/s/ Wm. R. Wilson, Jr.
UNITED STATES DISTRICT JUDGE

¹Doc. No. 15.

²No. 1:06-CV-00017-JLH, Doc. No. 141 (E.D. Ark. Sept. 12, 2008).